IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

Crl.MC.No. 2942 of 2007()

AGAINST THE ORDER DATED 11/07/2007 IN CMP 1413/2007 IN MC.17/2007 of

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PETITIONER: RESPONDENTS 1 & 3 IN MC 17/07 ON THE FILE OF JMFC

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1. NOUSHAD, AGED 30 YEARS, S/O.IBRAHIM, VADAKKANETHIL HOUSE, MANJAPETTY, PALLIPRAM KARA, MARAMBILLY VILLAGE.

2. IBRAHIM, VADAKKANETHIL HOUSE, MANJAPETTY, PALLIPRAM KARA, MARAMBILLY VILLAGE.

BY ADV. SRI.K.A.JALEEL

RESPONDENTS: PETITIONER & STATE

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1. SAHITHA, AGED 22 YEARS, D/O.SAIDU MUHAMMED, MUKALEL HOUSE, PALLARIMANGALAM KARA, POTHANIKADU VILLAGE.

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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Crl.M.C. No.2942 Of 2007

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Dated this the 20th day of September, 2007

ORDER

The learned counsel for the petitioner only submits that in the light of the decision in **Sulochana V.Kuttappan** (2007(2)KLT 1), the petitioner may be permitted to withdraw this petition.

Hence this Crl.M.C is dismissed as withdrawn, without prejudice to the right of the petitioner to challenge the interim order by an appeal before the Sessions court.

It is directed to return all the relevant documents to the petitioner forthwith.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE